

SUZANNE BROWNLESS, P.A.

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**MULTIPLE FACSIMILE TRANSMISSION COVER SHEET**

TO: NAME TELECOPY NO. CONFIRMATION NO.

Bill Talbott 413-6054

FROM: S. Brownless CLIENT NO. 99.2078

DATE: 2/25/00

TOTAL PAGES: 02

COMMENTS:

Bill:

Attached please find the memo which I sent regarding a request for continuance of consideration of the County's Motion to Dismiss in the Intercoastal Certificate case. As you can see, all parties, including Intercoastal, have agreed to the continuance until the Commission's next agenda conference on March 28th.

My clients, as well as Sawgrass attorney, Michael Korn, need to finalize their travel plans today. Your help in determining whether the item has, in fact been continued, is greatly appreciated.

2/25/00

*OK JBH  
Chairman  
2/25/00*

*Chairman Darcin  
Sign all parties have  
agreed to a default and still  
file testimony on Mar 17 I  
recommend that the request for  
default be granted  
MS T*

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

DOCUMENT NO.  
02554-00  
2-24-00

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ADMINISTRATIVE LAW  
GOVERNMENTAL LAW  
PUBLIC UTILITY LAW

TELEPHONE (850) 877-5200  
TELECOPIER (850) 878-0090

February 22, 2000

VIA FAX  
413-6203

TO: Samantha Cibula, Esq.

FROM: Suzanne Brownless, Esq. *SB*

RE: Docket No. 990696-WS - Application for original certificates to operate water and wastewater utility in Duval and St. Johns Counties by Nocatee Utility Corporation.

Docket No. 992040-WS - Application for certificates to operate a water and wastewater utility in Duval and St. Johns Counties by Intercoastal Utilities, Inc.

Agenda Conference - February 29, 2000

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As we discussed on the phone yesterday, I can not attend the Agenda Conference on Tuesday, February 29th at which Nocatee's and St. Johns County's Motions to Dismiss are currently scheduled to be heard due to a conflict with an executive session in the City of Destin. I have contacted all of the parties to this case (JEA, Sawgrass Association, Nocatee, ICU) and all have agreed to continue this item until the Commission's next scheduled Agenda Conference on March 28, 2000. All parties will file intervenor testimony in these cases as currently scheduled on March 17th notwithstanding the continuance.

My understanding is that the Staff has no objection to the continuance as long as all parties adhere to the current filing schedule for intervenor testimony. As stated above, parties have agreed to do so.

Please contact me as soon as you know whether the continuance has been approved by Dr. Bane. Should you or Dr. Bane have any questions or need any additional information, please contact me at my office number above or on my mobile phone (850) 566-4250.

Thank you for your prompt attention to this matter.

cc: All parties of record  
c: 3054



# Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

**DATE:** February 23, 2000

**TO:** Dr. Mary Bane, Deputy Executive Director, Technical Division

**FROM:** Samantha Cibula, Division of Legal Services *SMC*  
Cissy Rehwinkel, Division of Water and Wastewater *CR* *PP* *BSM* *AL* *SM*

**RE:** Request for Deferral of Item #37, Docket No. 990696-WS - Application for original certificates to operate water and wastewater utility in Duval and St. Johns Counties by Nocatee Utility Corporation.

Docket No. 992040-WS - Application for original certificates to operate water and wastewater utility in Duval and St. Johns Counties by Nocatee Utility Corporation.

Attached is the request of St. Johns County (County) for deferral of Item No. 37, from the February 29, 2000 Agenda Conference to the March 28, 2000 Agenda Conference. Item No. 37 involves staff's recommendation on the motion to dismiss filed by the County in the above-referenced dockets. Counsel for the County is unable to attend the February 29, 2000 Agenda Conference due to a prior commitment that cannot be rescheduled. All the other parties in this docket have been contacted and have stated that they are not opposed to the deferral of this item. Staff believes that this item should be deferred to allow the County the opportunity to participate at the agenda conference involving the consideration of its motion. Therefore, staff recommends that the request for deferral of Item No. 37 be granted.

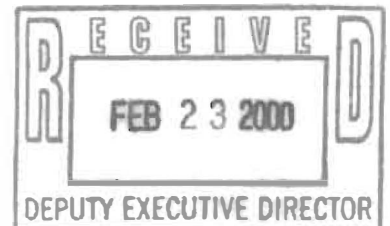
SMC/lw

Attachment

cc: Division of Records and Reporting

*Recommend approval.  
MAB*

i:\deferral.smc



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SMC/lw

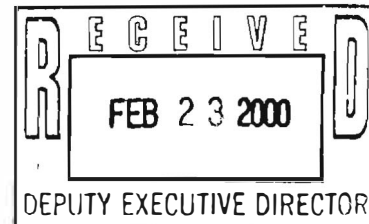
Attachment

cc: Division of Records and Reporting

*OK - Subh  
Cham*

*Recommend Approval  
MAB*

i:\deferral.smc



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